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Donald F. Haas

Date: October 19, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

JOSEPH B. POWELL, PAUL R. WEIDER,  
JOHN F. KNIFTON, KEVIN D. ALLEN,  
LYNN H. SLAUGH, and JUAN P. ARHANCET

Serial No. 10/669,485

Group Art Unit: 1621

Filed September 24, 2003

SYNTHESIS OF ALIPHATIC 1,3-DIOLS UTILIZING  
REDUCED LIGAND CONCENTRATION AND  
WATER EXTRACTION

October 19, 2003

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, DC 20231

Sir:

PETITION UNDER RULE 1.78

The Applicant hereby requests consideration of this Petition Under Rule 1.78.

The undersigned recently became aware that the old practice of being able to insert a cross reference to a prior U.S. application by requesting such in the patent application transmittal form was changed by the new amendment practice effective July 30, 2003. It was at this time that the undersigned reviewed this patent application and found out that the amendment to include the required cross reference to the divisional application serial number 10/360,302 had only been requested at the time of filing in the transmittal form. The undersigned states that this error to include a preliminary amendment along with the filing was unintentional and that the entire delay in submitting this amendment was unintentional. The Applicant requests that the amendment of the specification in the amendment filed concurrently herewith be accepted.

10/25/2004 MARHED1 00000077 191800 10669485

01 FC:1460 130.00 DA

Adjustment Date: 03/31/2005 AKELLEY  
10/25/2004 MARHED1 00000077 191800 10669485  
01 FC:1460 130.00 CR

TH1276 02 PET.DOC

The Applicant requests that the fee for filing this petition and any fee/surcharge required for late filing of the amendment to include the cross reference to the prior application be charged to Shell Oil Company Deposit Account 19-1800.

Respectfully submitted,

JOSEPH B. POWELL, PAUL R. WEIDER,  
JOHN F. KNIFTON, KEVIN D. ALLEN,  
LYNN H. SLAUGH, and JUAN P. ARHANCET

By 

Their Attorney, Donald F. Haas  
Registration No. 26,177  
(713) 241-3356

P.O. Box 2463  
Houston, Texas 77252-2463

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>3/21/05</u>		2 Serial/Patent # <u>10/669,485</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
✓	Petition		10/22/04	\$ 130							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
		7 TOTAL AMOUNT OF REFUND		\$ 130							
		8 TO BE REFUNDED BY:									
		Treasury Check									
		Credit Deposit A/C #:									
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10 REASON:											
	Overpayment										
	Duplicate Payment										
✓	No Fee Due (Explanation):										
<u>Pet dismissed as moot</u>											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>E Shirene Walker</u>			TITLE: <u>Pet Attny</u>								
SIGNATURE: <u>E Shirene Walker</u>			PHONE: <u>272-3230</u>								
OFFICE: <u>Office of Petitions</u>											
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APPROVED: <u>Alicia Kelle</u>			DATE: <u>3/31/05</u>								

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